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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
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08/779,457 01/07/97 CARTER

F P0986P2

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EXAMINER

EWOLDT, G

ART UNIT

PAPER NUMBER

1644

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DATE MAILED:

04/23/01

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks



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SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.

EXAMINER	
ART UNIT	PAPER NUMBER
	32

DATE MAILED:

Please find below a communication from the EXAMINER in charge of this application

Commissioner of Patents

The reply filed on 2/05/01 is not fully responsive to the prior Office action, mailed 11/21/00, because: newly amended claims 1-12 and 22-33 are directed to an invention that is independent or distinct from the invention originally elected. Applicant previously elected claims drawn to an antibody in a paper filed 2/02/98. The newly amended claims are drawn to a patentably distinct method of identifying an antibody. Since applicant has received an action on the merits for the originally presented invention, this invention has been constructively elected by original presentation for prosecution on the merits. As the amended Application now contains no claims reading on the elected invention, the reply filed on 2/05/01 is considered to be non-responsive.

Since the period for reply set forth in the prior Office action has expired, this application will become abandoned unless applicant corrects the deficiency and obtains an extension of time under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. In no case may an applicant reply outside the SIX (6) MONTH statutory period. A fully responsive reply must be timely filed to avoid abandonment of this application.

Any inquiry concerning this communication should be directed to Dr. Gerald Ewoldt whose telephone number is (703) 308-9805.

G.R. Ewoldt, Ph.D.
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Tech Center 1600
April 20, 2001

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